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PTO/SB/30 (09-03)

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**Request
for
Continued Examination (RCE)
Transmittal**Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/435,113
Filing Date	November 5, 1999
First Named Inventor	Max P. McDaniel
Art Unit	1755
Examiner Name	James W. Pasterczyk
Attorney Docket Number	C51757 0020

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- iii. ☐ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/ Declaration(s)
- iv. ☒ Other Petition for Extension of Time Under 37 CFR 1.136(a)
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- The Director is hereby authorized to charge the following fees, or credit any overpayments, to
- a. ☒ Deposit Account No. 09-0528
- i. ☒ RCE fee required under 37 CFR 1.17(e) : 09/07/2004 SDENB0B1 00000121 090528 09435113
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:1801 770.00 DA
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)
- WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	David E. Wootley Ph.D.	Registration No. (Attorney/Agent)	52,362
Signature	<i>David E. Wootley</i>	Date	September 3, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Jenny Vicente	Date	September 3, 2004
Signature	<i>Jenny Vicente</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
)
Max P. McDaniel, et al.)
)
Serial No.: 09/435,113) Group Art Unit: 1755
)
Filed: November 5, 1999) Examiner: Pasterczyk, James W.
)
For: Polymerization Catalyst Systems and)
Processes Using Alkyl Lithium)
Compounds as a Cocatalyst)

AMENDMENT AND RESPONSE IN
REQUEST FOR CONTINUED EXAMINATION

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is submitted with a Request for Continued Examination (RCE) in the above-identified application, under 37 C.F.R. § 1.114. The RCE is being filed in response to the final Office Action mailed March 4, 2004, and the Advisory Action dated May 3, 2004. The March 4, 2004, Office Action set a shortened statutory period for reply expiring June 4, 2004, which is extended three months to and including September 4, 2004.

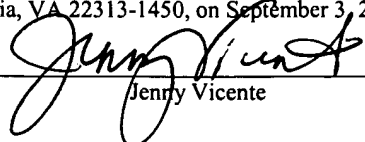
Amendments to the Claims begin on page 2 of this document.

Remarks/Arguments begin on page 7 of this document.

Conclusion is on page 11 of this document.

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service in Express Mail envelope #EL650447279US addressed to: Mail Stop RCE Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on September 3, 2004.


Jenny Vicente